

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: MIDAMERICAN ENERGY COMPANY AND ATCHISON-HOLT ELECTRIC COOPERATIVE	DOCKET NO. SPU-99-28
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**ORDER GRANTING PETITION FOR MODIFICATION
OF SERVICE AREA BOUNDARY**

(Issued December 22, 1999)

On October 4, 1999, MidAmerican Energy Company (MidAmerican) and Atchison-Holt Electric Cooperative (Atchison-Holt) filed a joint petition for modification of service area boundaries pursuant to IOWA ADMIN. CODE 199-20.3(9) (1999). MidAmerican and Atchison-Holt requested the Board transfer to Atchison-Holt the service territory in Sections 28 and 29, Township 68 North, Range 43 West of the 5th P.M., Fremont County, described as follows:

All of the SE1/4 of Section 29 and all of the SW1/4 of Section 28, together with a part of the NE1/4 of said Section 29 and a part of the NW1/4 of said Section 28 more fully described as follows: Commencing at the Northeast corner of said Section 29 and the Point of beginning; thence Southwesterly to the Southwest corner of the NE1/4 of said Section 29; thence East to the Southeast corner of the NW1/4 of said Section 28; thence Northwesterly to the point of Beginning, all located in Township 68 North, Range 43 West of the Fifth Principle Meridian, Fremont County, Iowa.

In support of the petition, MidAmerican and Atchison-Holt stated three customers in the service territory proposed to be transferred currently receive single-phase service from MidAmerican. A convenience store and truck stop moving into the area will require three-phase service. MidAmerican's closest three-phase service is located eight miles away, while Atchison-Holt has three-phase service within approximately 400 feet of the proposed territory. In addition, MidAmerican would be required to move its existing line because it would interfere with a new driveway entrance to the store and truck stop. Atchison-Holt would be able to provide service to the customers without interruption. Atchison-Holt has agreed to pay MidAmerican a sum of \$22,300 for the service area, existing customers, and facilities.

IOWA CODE § 476.25 (1999) provides in pertinent part:

Contracts between electric utilities to designate service areas and customers to be served by the electric utility or for the exchange of customers between electric utilities, when approved by the board, shall be valid and enforceable and shall be incorporated into the appropriate exclusive service areas established pursuant to subsection 1 of this section. The board shall approve a contract if it finds that the contract will eliminate or avoid unnecessary duplication of facilities, will provide adequate electric service to all areas and customers affected, will promote the efficient and economical use and development of the electric systems of the contracting electric utilities, and is in the public interest.

The Board will grant the MidAmerican and Atchison-Holt joint petition for modification of service area boundaries effective with the issuance of this order subject to complaint or investigation. MidAmerican and Atchison-Holt have alleged facts which establish the proposed modification is in the public interest, will prevent

unnecessary duplication of facilities, provide adequate electric service to all customers affected, and will promote the efficient and economical use of electrical systems, pursuant to IOWA CODE § 476.25 (1999). Additionally, the customers affected by the modification have no objection to the transfer.

IT IS THEREFORE ORDERED:

The joint petition for modification of service area boundaries filed by MidAmerican Energy Company and Atchison-Holt Electric Cooperative on October 4, 1999, is granted to the extent discussed in the body of this order.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 22nd day of December, 1999.